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PTO/SB/08a/b (08-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/B/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

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of

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Complete If Known	
Application Number	10/750,138
Filing Date	December 31, 2003
First Named Inventor	David Gschneidner
Art Unit	N/A
Examiner Name	Not Yet Assigned

Attorney Docket Number 01946/100G527-US2

### U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
O	AA**	US-5,776,888-B1	07-07-1998	Leone-Bay et al.	
	AB**	US-5,629,020	05-13-1997	Leone-Bay et al.	
	AC**	US-5,643,957	07-01-1997	Leone-Bay et al.	
	AD**	US-5,766,633	06-16-1998	Milstein et al.	
	AE**	US-5,863,944	01-26-1999	Leone-Bay et al.	
	AF**	US-5,866,536	02-02-1999	Leone-Bay et al.	
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	AH**	US-3,795,739	03-05-1974	Birkmayer et al.	
	AI**	US-3,939,253	02-17-1976	Bodor et al.	
	AJ**	US-4,061,466	12-06-1977	Sjoholm et al.	
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	AV**	US-4,692,433	09-08-1987	Hostetler et al.	
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	AX**	US-4,835,312	05-30-1989	Itoh et al.	
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	AH1**	US-5,451,410	09-19-1995	Milstein et al.	
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	AJ1**	US-5,709,861	01-20-1998	Santiago et al.	
	AK1**	US-5,714,167	02-03-1998	Milstein et al.	
	AL1**	US-5,750,147	05-12-1998	Kantor et al.	
	AM1**	US-Re 35,862	07-28-1998	Steiner et al.	
	AN1**	US-5,792,451	08-11-1998	Sarubbi et al.	
	AO1**	US-5,804,688	09-08-1998	Leone-Bay et al.	

Examiner Signature

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Date Considered

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**INFORMATION DISCLOSURE  
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Application Number	10/750,138
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First Named Inventor	David Gschneidner
Art Unit	N/A
Examiner Name	Not Yet Assigned

Attorney Docket Number 01946/100G527-US2

⑨	AP1**	US-5,811,127	09-22-1998	Milstein et al.	
	AQ1**	US-5,876,710	03-02-1999	Leone-Bay et al.	
	AR1**	US-5,879,681	03-09-1999	Leone-Bay et al.	
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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY			
⑨ BA**	EP0576941		01-05-1994			
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BN	WO9736480		10-09-1997			
BO**	WO9929705		06-17-1999			

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**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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Examiner Signature	<i>Cer</i>	Date Considered	07/25
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Substitute for form 1449A/B/PTO				Complete If Known	
				Application Number	10/750,138
				Filing Date	December 31, 2003
				First Named Inventor	David Gschneidner
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	3	of	3	Attorney Docket Number	01946/100G527-US2

CA**	Picciola G.: "Sintesi Di Acidi Chiazzoliniici E Benzossazinonici E Studio Delle Loro Proprietà Antinflammatorie" IT, Società Chimica Italiana Pavia vol 31, no. 9 pgs 655-664 and English Translation
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CC**	Chem Abs 70204-54-5 (4/1991)
CD**	Chem Abs 184360-83-342 (1975) "Solubility and disassociation constants of some alicyclic acids"
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CG**	Leone-Bay, A. et al. "The evolution of an oral heparin dosing solution" Drugs of the Future vol 22(8) 885-891 (1997)
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CJ**	Leone-Bay, A. "4-[4-(2-Hydroxybenzoyl) amino]phenyl]-butyric Acid as Novel Oral Delivery Agent for Recombinant Human Growth Hormone"; Journal of Medicinal Chemistry vol. 39, no. 13 pp 2571-2578 (1996)
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CN**	Gurrieri and Siracusa: "Thermal Condensation of Some alpha-aminoacids with Phthalic Acid" Thermochimica Acta, 7 (1973) 231-239
CO**	Amino Yusuke et al. Chem Pharm Bull 36 pgs 4426-4434 (1988)
CP**	Brown et al., J. Med. Chem. 27:79-81 (1984)
CQ**	Johansen, Marianne, et al. "The Kinetics of decomprn. Of various N-Mannich bases of salicylamide" Int. J. Pharm. (1980), 7(2): 119-27 (1980)
CR**	Palagiano, F. et al. "Synthesis, stability and anticonvulsant activity of two new GABA prodrugs", PHARMAZIC, 52(d) : 272-276 (1976), XP-001084051
CS**	Yalcin, I. et al. "Synthesis and Microbiological Activity of Some Novel N-(2-Hydroxyl-5-Substituted phenyl) Benzaacetatemides, Phenyl acetamides and Thiophenoxyacetamides as the Possible Metabolites of Antimicrobial Active Benzoxazoles," II Farmaco, 51(11), 685-681 (1977).

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/B/PTO				Complete If Known	
				Application Number	10/750,138-Conf. #9762
				Filing Date	December 31, 2003
				First Named Inventor	David Gschneidner
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	01946/100G527-US2

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)			
BA	WO-96/12473-A1	05-02-1996	Emisphere Technologies, Inc.		
BB	WO-96/12474-A1	05-02-1996	Emisphere Technologies, Inc.		
BC	WO-96/12475-A1	05-02-1996	Emisphere Technologies, Inc.		
BD	WO-00/07979-A2	02-17-2000	Emisphere Technologies, Inc.		

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

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